LAWSG168: The Future of Legal Practice: Richard Moorhead

Richard Moorhead



Abdel Wahab, Mohamed S., Katsh, M. Ethan, and Rainey, Daniel. 2012. Online Dispute Resolution: Theory and Practice: A Treatise on Technology and Dispute Resolution. The Hague: Eleven International Pub.

Andreessen, Marc. n.d. 'Why Software Is Eating The World'. Wall Street Journal (Online).

Anon. 2009. 'ISO Launches PICAS Plus to Automate the Evaluation of Motor Personal Injury Claims'. Retrieved

(http://www.targetwire.com/targetwire/2012/01/09/iso204/iso204_uk.html).

Anon. 2010. 'The Data Deluge'. The Economist. Retrieved (http://www.economist.com/node/15579717?story).

Anon. 2013a. 'Compliance Law Games - Open Law Lab'. Retrieved (http://www.openlawlab.com/2013/03/20/compliance-law-games/).

Anon. 2013b. 'Data, Data Everywhere'. The Economist. Retrieved (http://www.economist.com/node/15557443).

Anon. 2013c. 'Unbundling Family Legal Services - The Law Society'. Retrieved (http://www.lawsociety.org.uk/advice/practice-notes/unbundling-family-legal-services/).

Anon. n.d.-a. 'Does Money Really Affect Motivation? A Review of the Research - Tomas Chamorro-Premuzic - Harvard Business Review'. Retrieved (http://blogs.hbr.org/2013/04/does-money-really-affect-motiv/).

Anon. n.d.-b. 'FantasySCOTUS from the Harlan Institute'. Retrieved (http://www.fantasyscotus.net/).

Anon. n.d.-c. 'Lex Machina | IP Litigation Data and Analytics'. Retrieved (https://lexmachina.com/).

Anon. n.d.-d. 'PRACTICE DIRECTION 31B – DISCLOSURE OF ELECTRONIC DOCUMENTS - Civil Procedure Rules'. Retrieved (http://www.justice.gov.uk/courts/procedure-rules/civil/rules/part31/pd part31b).

Ayres, Ian. 2009. 'Prediction Markets vs. Super Crunching: Which Can Better Predict How Justice Kennedy Will Vote?' Retrieved (http://freakonomics.com/2009/12/23/prediction-markets-vs-super-crunching-which-can-be tter-predict-how-justice-kennedy-will-vote/).

Benkler, Yochai. 2006. The Wealth of Networks: How Social Production Transforms Markets and Freedom. New Haven: Yale University Press.

Bommarito II, Michael J., and Daniel Martin Katz. 2013. '3 Thoughts on E-Discovery in 2015 and Beyond'. Retrieved

(http://computationallegalstudies.com/2013/01/30/3-thoughts-on-e-discovery-in-2015-and-beyond-legaltechnyc-2013-daniel-martin-katz-michael-j-bommarito-ii/).

Boon, Andrew. 2010. 'Professionalism under the Legal Services Act 2007'. International Journal of the Legal Profession 17(3):195–232. doi: 10.1080/09695958.2011.580561.

Bull, Chris. 2012. 'The Legal Process Improvement Toolkit'.

Campbell, Ray Worthy. 2012. 'Rethinking Regulation and Innovation in the U.S. Legal Services Market'. SSRN Electronic Journal. doi: 10.2139/ssrn.2018056.

Carr, Nicholas. n.d. 'IT Doesn't Matter'. Retrieved (http://www.roughtype.com/?p=644).

Clay, Thomas, S. n.d. 'Law Firms in Transition 2013: An Altman Weil Flash Survey'. Retrieved

(http://www.altmanweil.com/index.cfm/fa/r.resource_detail/oid/2d831a80-8156-4947-9f0f-1d97eec632a5/resource/Law_Firms_in_Transition_2013_An_Altman_Weil_Flash_Survey.cfm).

Clementi, David. 2004. 'Review Of The Regulatory Framework For Legal Services In England And Wales Final Report'. Retrieved

(http://webarchive.nationalarchives.gov.uk/+/http://www.legal-services-review.org.uk/content/report/index.htm).

Cohen, Richard. n.d. '1. Unbundling by Law Firms through Cloud Computing: Responding to Changes in Legal Aid'.

Cyrus Tata. 2007. 'In the Interests of Clients or Commerce? Legal Aid, Supply, Demand, and "Ethical Indeterminacy" in Criminal Defence Work'. Journal of Law and Society 34(4):489–519.

Darryl Mountain. n.d. 'XML E-Contracts: Documents That Describe Themselves'. International Journal of Law and Information Technology 11(3):274–85. doi: 10.1093/ijlit/11.3.274.

David, Brooks. 2013. 'What Data Can't Do'. New York Times. Retrieved (http://www.nytimes.com/2013/02/19/opinion/brooks-what-data-cant-do.html?_r=0.&adxnnlx=1382026146-aPRpXf q/ciVLLPO mVLGQ).

Dutton, William H., and Grant Blank. 2011. 'Next Generation Users: The Internet in Britain'. SSRN Electronic Journal. doi: 10.2139/ssrn.1960655.

Dysart, Joe. 2013. 'How Lawyers Are Mining the Information Mother Lode for Pricing, Practice Tips and Predictions'. American Bar Association Journal - Magazine. Retrieved (http://www.abajournal.com/magazine/article/the dawn of big data/).

Ebner, Noam. 2012. 'E-Mediation'. in Online dispute resolution: theory and practice: a treatise on technology and dispute resolution. The Hague: Eleven International Pub.

Fernández-Barrera, Meritxell. n.d. 'Prosumption: Shifting the Barriers between Information Producers and Consumers'. Retrieved

(http://blog.law.cornell.edu/voxpop/2011/11/17/legal-prosumers-how-can-government-leve rage-user-generated-content/).

Flood, John A. n.d. 'The Re-Landscaping of the Legal Profession: Large Law Firms and Professional Re-Regulation'. SSRN Working Paper Series.

Fortney, Susan Saab. 2005. 'Professional Challenges in Large Firm Practices'. Retrieved (http://www.thefreelibrary.com/The+billable+hours+derby%253a+empirical+data+on+the+problems+and+pressure...-a0143723886).

Galanter, Marc. n.d. 'THE ELASTIC TOURNAMENT: A SECOND TRANSFORMATION OF THE BIG LAW FIRM'. Stanford Law Review 60(6):1867–1929.

Gillers, Stephen. 2012. 'A Profession, If You Can Keep It: How Information Technology and Fading Borders Are Reshaping the Law Marketplace and What We Should Do About It'. SSRN Scholarly Paper.

Gillian K. Hadfield. 2000. 'The Price of Law: How the Market for Lawyers Distorts the Justice System'. Michigan Law Review 98(4):953–1006.

Glover, Sam. 2013. 'The Future of Law Practice Will Look a Lot Like Its Present'. Retrieved (http://lawyerist.com/the-future-of-law-will-look-a-lot-like-its-present/).

Goodenough, Oliver R. 2013. 'Developing an E-Curriculum: Reflections on the Future of Legal Education and on the Importance of Digital Expertise'. SSRN Electronic Journal. doi: 10.2139/ssrn.2255005.

Goriely, Tamara. 2003. 'Evaluating the Scottish Public Defence Solicitors' Office'. Journal of Law and Society 30(1):84–101. doi: 10.1111/1467-6478.00247.

Gramatikov, Martin, and Laura Klaming. 2011. 'Getting Divorced Online: Procedural and Outcome Justice in Online Divorce Mediation'. SSRN Electronic Journal. doi: 10.2139/ssrn.1752903.

Granat, Richard. 2013. 'Is Axiom Law a Law Firm?: eLawyering Blog'. Retrieved (http://www.elawyeringredux.com/2013/04/articles/legal-ethics-1/is-axiom-law-a-law-firm/).

Gray, Jeff. 14AD. 'Welcome to Robot, Android & Automaton LLP'. The Globe and Mail. Retrieved

(http://www.theglobeandmail.com/report-on-business/industry-news/the-law-page/welcome-to-robot-android-automaton-llp/article4261559/).

Greacen, John M., and William L. Jones. 2013. 'Summit on the Use of Technology to Expand Access to Justice: Analytical Framework'. Harvard Journal of Law & Technology:: Annual Symposium.

Greiner, D. James, Cassandra Wolos Pattanayak, and Jonathan Philip Hennessy. 2012. 'The Limits of Unbundled Legal Assistance: A Randomized Study in a Massachusetts District Court and Prospects for the Future'. SSRN Electronic Journal. doi: 10.2139/ssrn.1948286.

Grossman, Maura R., and Gordon V. Cormack. 2011. 'Technology-Assisted Review in E-Discovery Can Be More Effective and More Efficient Than Exhaustive Manual Review',. Richmond Journal of Law and Technology 17(3).

Grout, Paul. 2005. 'The Clementi Report: Potential Risks of External Ownership and Regulatory Responses A Report to the Department of Constitutional Affairs'. Retrieved (http://www.bristol.ac.uk/cmpo/publications/papers/2005/abstract135.html).

Guthrie, Clifton F. 2013. 'Smart Technology and the Moral Life'. Ethics & Behavior 23(4):324–37. doi: 10.1080/10508422.2013.787359.

Gwyn Bevan. 1996. 'Has There Been Supplier-Induced Demand for Legal Aid?' Civil Justice Quarterly 15:98–114.

Haapio, Helena, and Stefania Passera. 2013. 'Visual Law: What Lawyers Need to Learn from Information Designers » VoxPopuLII'. Retrieved (http://blog.law.cornell.edu/voxpop/2013/05/15/visual-law-what-lawyers-need-to-learn-from-information-designers/).

Hadfield, Gillian K. n.d. 'LEGAL BARRIERS TO INNOVATION: THE GROWING ECONOMIC COST OF PROFESSIONAL CONTROL OVER CORPORATE LEGAL MARKETS'. Stanford Law Review 60(6):1689–1732.

Harbart, Tam. 2012. 'Big Data Meets Big Law'. Retrieved (http://www.law.com/jsp/lawtechnologynews/PubArticleLTN.jsp?id=1202555605051&Big_D ata%20 Meets BigLaw).

Harbert, Tam. 2012. 'Lex Machina Arms Corporate Leaders and Patent Attorneys with Predictive Analytics'. Retrieved (http://data-informed.com/lex-machina-arms-corporate-leaders-and-patent-attorneys-with-predictive-analytics/).

Harry McVea. 2002. 'Predators and the Public Interest. The "Big Four" and Multi-Disciplinary Practices'. The Modern Law Review 65(6):811–33.

Harry McVea. 2004. 'Legal Disciplinary Practices: Who Needs Them?' Journal of Law and Society 31(4):563–77.

Hodson, Hal. 2013. 'Al Gets Involved with the Law'. New Scientist.

Hough, Bonnie R. 2013. '4. Self Help - How Far Can It Go?'

Hwang, Tim. 2013. 'The Laws of (Legal) Robotics: Automatons, APIs, and the ABA'. Retrieved (http://www.robotandhwang.com/2013/06/the-laws-of-legal-robotics/).

IFF Research. n.d. 'Understanding the Consumer Experience of Will Writing Services'. Retrieved

(http://www.sra.org.uk/sra/how-we-work/consumer-research/summaries/the-consumers-ex perience-of-will-writing.page).

James, Greiner, D., and Molly M. Jennings. 2012. 'The Evolution of Unbundling in Litigation Matters: Three Case Studies and a Literature Review by D. James Greiner, Molly M. Jennings:: SSRN'. SSRN Scholarly Paper. Retrieved (http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2038616.).

Jenoff, Pam. 2011. 'Going Native: Incentive, Identity and the Inherent Ethical Problem of In-House Counsel by Pam Jenoff:: SSRN'. SSRN Scholarly Paper.

Katsh, Ethan, and Leah Wing. 2006. 'Ten Years of Online Dispute Resolution (ODR): Looking at the Past and Constructing the Future'. University of Toledo Law Review 38(19).

Katz, Daniel Martin. 2010. 'Netflix Challenge for SCOTUS Prediction?' Retrieved (http://computationallegalstudies.com/2010/01/13/netflix-challenge-for-scotus-prediction/).

Katz, Daniel Martin. 2012. 'Quantitative Legal Prediction – or – How I Learned to Stop Worrying and Start Preparing for the Data Driven Future of the Legal Services Industry'. SSRN Scholarly Paper.

Kershaw, David, and Richard Moorhead. 2013. 'Consequential Responsibility for Client Wrongs: Lehman Brothers and the Regulation of the Legal Profession'. The Modern Law Review 76(1):26–61. doi: 10.1111/1468-2230.12001.

Kimbro, Stephanie. 2013. 'Using Technology to Unbundle in the Legal Services Community'. Harvard Journal of Law & Technology :: Annual Symposium.

Knake, Renee. 2013. 'Legal Ethics Forum: The Lawyer as Trusted Curator'. Retrieved (http://www.legalethicsforum.com/blog/2013/03/the-lawyer-as-trusted-curator.html).

Kouchaki, Maryam. 2013. 'Professionalism and Moral Behavior: Does a Professional Self-Conception Make One More Unethical?' SSRN Electronic Journal. doi: 10.2139/ssrn.2243811.

Kouchaki, Maryam, Kristin Smith-Crowe, Arthur P. Brief, and Carlos Sousa. 2013. 'Seeing Green: Mere Exposure to Money Triggers a Business Decision Frame and Unethical Outcomes'. Organizational Behavior and Human Decision Processes 121(1):53–61. doi: 10.1016/j.obhdp.2012.12.002.

Langevoort, Donald C. 2011. 'Getting (Too) Comfortable: In-House Lawyers, Enterprise Risk and the Financial Crisis by Donald C. Langevoort:: SSRN'. SSRN Scholarly Paper.

Larson, David Allen. 2006. 'Technology Mediated Dispute Resolution (TMDR): A New Paradigm for ADR by David Allen Larson: SSRN'. Ohio State Journal on Dispute Resolution 21(3).

Larson, David Allen. 2010. 'Artificial Intelligence: Robots, Avatars and the Demise of the Human Mediator by David Allen Larson:: SSRN'. Ohio State Journal on Dispute Resolution

25(1).

Lauritsen, Marc. 2013a. 'A Decision Space for Legal Service Delivery'. Harvard Journal of Law & Technology:: Annual Symposium.

Lauritsen, Marc. 2013b. 'Are We Free to Code the Law?' Communications of the ACM 56(8). doi: 10.1145/2492007.2492025.

Ledray, Susan. 2013. 'Virtual Services Whitepaper'. Harvard Journal of Law & Technology :: Annual Symposium.

Levitt, Theodore. 1960. 'MARKETING MYOPIA.' The Publisher Offers Limited Access to This Article. The Full Text Cannot Be Printed or Saved.MARKETING MYOPIA. 38(4).

Levy, Steven. 2010. 'The Al Revolution Is On'. Wired Magazine. Retrieved (http://www.wired.com/magazine/2010/12/ff_ai_essay_airevolution/).

MacEwen, Bruce and Kalis, Peter J. 2013. Growth Is Dead: Now What?: Law Firms on the Brink. New York: Adam Smith, Esq.

Manjoo, Farhad. 2011. 'Will Robots Steal Your Job: Software Could Kill Lawyers: Why That's Good for Everyone Else'. Retrieved

(http://www.slate.com/articles/technology/robot_invasion/2011/09/will_robots_steal_your_job_5.html).

Manyika et al., James. 2011. 'Big Data: The next Frontier for Innovation, Competition, and Productivity | McKinsey & Company'. Retrieved (http://www.mckinsey.com/insights/business_technology/big_data_the_next_frontier_for_in novation).

Manzoli, Serena. 2013. 'Taxonomies Make the Law. Will Folksonomies Change It? » VoxPopuLII'. Retrieved

(http://blog.law.cornell.edu/voxpop/2013/04/29/taxonomies-make-the-law-will-folksonomies-change-it/).

Markoff, John. 2011. 'Armies of Expensive Lawyers, Replaced by Cheaper Software'. The New York Times. Retrieved

(http://www.lexisnexis.com/uk/nexis/search/homesubmitForm.do).

McConnell, Ryan, Diane Ralston, and Charlotte Simon. 2013. 'What Computer Models Can—and Can't—Do'. Retrieved

(http://www.law.com/corporatecounsel/PubArticleCC.jsp?id=1202580943312).

Moore, Wayne E. n.d. '2. The Future of Legal Aid; Systems'.

MOORHEAD, RICHARD. 2010. 'Lawyer Specialization-Managing the Professional Paradox'. Law & Policy 32(2):226–59. doi: 10.1111/j.1467-9930.2009.00315.x.

Moorhead, Richard. 2011. 'Filthy Lucre: Lawyers' Fees and Lawyers' Ethics - What Is Wrong with Informed Consent?' Legal Studies 31(3):345-71. doi: 10.1111/j.1748-121X.2011.00194.x.

Mountain, D. R. 2006. 'Disrupting Conventional Law Firm Business Models Using Document Assembly'. International Journal of Law and Information Technology 15(2):170–91. doi: 10.1093/ijlit/eal019.

Neale, Bren, and Carol Smart. 1997. '"Good' and 'Bad" Lawyers? Struggling in the Shadow of the New Law'. Journal of Social Welfare and Family Law 19(4):377–402. doi: 10.1080/09649069708410207.

Parker, Christine, Robert Rosen, and Vibeke L. Nielsen. 2007. 'The Two Faces of Lawyers: Professional Ethics and Business Compliance With Regulation by Christine Parker, Robert Rosen, Vibeke Lehmann Nielsen: SSRN'. SSRN Scholarly Paper.

Pearce, Russell G., and Sinna Nasseri. 2012. 'The Virtue of Low Barriers to Becoming a Lawyer: Promoting Liberal and Democratic Values'. International Journal of the Legal Profession 19(2–3):357–78. doi: 10.1080/09695958.2013.771125.

Professor Richard Moorhead. 2012. 'On the Wire'. New Law Journal 162(7527):1080-81.

Pullum, Geoffrey. 2013. 'Why Are We Still Waiting for Natural Language Processing? - Lingua Franca'. The Chronicle of Higher Education. Retrieved (http://chronicle.com/blogs/linguafranca/2013/05/09/natural-language-processing/).

Raines, Susan Summer, and Melissa Conley Tyler. 2006. 'From E-Bay to Eternity: Advances in Online Dispute Resolution'. SSRN Electronic Journal. doi: 10.2139/ssrn.955968.

Regan, Jr, and Palmer T. Heenan. 2010. 'Supply Chains and Porous Boundaries: The Disaggregation of Legal Services'. Fordham Law Review 78(5):2137-91.

Ribstein, Larry E. 2010. 'The Death of Big Law'. SSRN Electronic Journal. doi: 10.2139/ssrn.1467730.

Ribstein, Larry E., and Bruce H. Kobayashi. 2011. 'Law's Information Revolution'. Law Journal Library Arizona Law Review 53.

Richard Moorhead, Alan Paterson and Avrom Sherr. 2003. 'Contesting Professionalism: Legal Aid and Nonlawyers in England and Wales'. Law & Society Review 37(4):765–808.

Ronald J. Gilson. 1984. 'Value Creation by Business Lawyers: Legal Skills and Asset Pricing'. The Yale Law Journal 94(2):239–313.

Sako, M. 2013. 'SASE Annual Meeting 2012, MIT, USA: Professionals between Market and Hierarchy: A Comparative Political Economy Perspective'. Socio-Economic Review 11(1):185–212. doi: 10.1093/ser/mws024.

Sako, Mari. 2009. 'Global Strategies in the Legal Services Marketplace: Institutional Impacts on Value Chain Dynamics | Saïd Business School'. Retrieved (http://www.sbs.ox.ac.uk/ideas-impact/novakdrucecentre/research/working-papers/global-strategies-legal-services-marketplace-institutional-impacts-value-chain-dynamics).

Sako, Mari. 2010. 'Make-or-Buy Decisions in Legal Services: A Strategic Perspective | Saïd Business School'. Retrieved

(http://www.sbs.ox.ac.uk/ideas-impact/novakdrucecentre/research/working-papers/make-or-buy-decisions-legal-services-strategic-perspective).

Schultz, Thomas. 2004. 'Does Online Dispute Resolution Need Governmental Intervention? The Case for Architectures of Control and Trust by Thomas Schultz:: SSRN'. SSRN Scholarly Paper. Retrieved (http://papers.ssrn.com/sol3/papers.cfm?abstract_id=896532).

Schultz, Thomas. 2005. 'eBay: A Legal System in the Making? By Thomas Schultz:: SSRN'. SSRN Scholarly Paper. Retrieved (http://papers.ssrn.com/sol3/papers.cfm?abstract_id=896679).

Shay, Lisa, Woodrow Hartzog, John Nelson, and Gregory Conti. 2013. 'We Robot: Do Robots Dream of Electric Laws? An Experiment in Law as Algorithm'. Retrieved (http://cyberlaw.stanford.edu/multimedia/we-robot-do-robots-dream-electric-laws-experiment-law-algorithm).

Smith, Roger. 2013a. 'Can Digital Replace Personal in the Delivery of Legal Aid? A Discussion Paper for the Conference of the International Legal Aid Group'. Retrieved (http://www.ilagnet.org/papers.php).

Smith, Roger. 2013b. 'Can Digital Replace Personal in the Delivery of Legal Aid? A Discussion Paper for the Conference of the International Legal Aid Group'. Retrieved (http://www.ilagnet.org/papers.php).

Staudt, Ronald. 2009. 'All the Wild Possibilities: Technology That Attacks Barriers to Access to Justice'. Loyola of Los Angeles Law Review 42.

Staudt, Ronald. n.d. 'Chapter 8: Cyberclinics: Law Schools, Technology and Justice'. in Educating the Digital Lawyer.

Susskind, Richard E. 2013a. 'Chapter 9'. in Tomorrow's lawyers: an introduction to your future. Oxford: Oxford University Press.

Susskind, Richard E. 2013b. 'Chapters 1-5'. in Tomorrow's lawyers: an introduction to your future. Oxford: Oxford University Press.

Susskind, Richard E. 2013c. Tomorrow's Lawyers: An Introduction to Your Future. Oxford: Oxford University Press.

Swede, James. 15AD. 'Professional Negligence Law Needs to Catch Up'. Retrieved (http://www.darlingtons.com/blog/professional-negligence-law-needs-to-catch-up/).

Theodore W. Ruger, Pauline T. Kim, Andrew D. Martin and Kevin M. Quinn. 2004. 'The Supreme Court Forecasting Project: Legal and Political Science Approaches to Predicting Supreme Court Decisionmaking'. Columbia Law Review 104(4):1150–1210.

Thompson, Clive. 2010. 'What Is I.B.M.'s Watson?' New York Times Magazine. Retrieved (http://www.nytimes.com/2010/06/20/magazine/20Computer-t.html).

Thompson, Clive. n.d. 'The Screens Issue - If You Liked This, Sure to Love That - Winning

the Netflix Prize'. New York Times Magazine. Retrieved (http://www.nytimes.com/2008/11/23/magazine/23Netflix-t.html? r=0).

Tyler, Melissa Conley, and Mark McPherson. 2006. 'Online Dispute Resolution and Family Disputes by Melissa Conley Tyler, Mark McPherson: SSRN'. SSRN Scholarly Paper.

Vanilla Research. n.d. 'Understanding Consumer Needs from Legal Information Sources'. Retrieved (https://research.legalservicesboard.org.uk/reports-all/).

Webb, Duncan. 2010. 'Killing Time: A Limited Defence of Time-Cost Billing'. Legal Ethics 13(1):39-64. doi: 10.5235/146072810791655198.

Zorza, Richard. 2013. 'Preliminary Thoughts on Blue Sky Technology Driven Access and Decision Systems'. Harvard Journal of Law & Technology :: Annual Symposium.

Zorza, Richard. n.d. '3. Review of the Status and Potential of Access to Justice Technology in the United States of America'.